

BYRON FOREST PRESERVE DISTRICT
MINUTES OF MEETING
AUGUST 17, 2015

Commissioners present: Auker, Brooks, Conry, Hogan, and Ludwig.

Commissioners absent: none.

Staff present: Brunner, Gerke, Gramer, Henkel, Herman, McCammond, and Tucker.

Guests present: O.K. Welty, Byron-Oregon Sportsmen Club; Bill and Pat Hogan, Jim and Tamey Trier, Craig and Sheri Dimond, and Bill Hanlin.

The meeting was called to order at 7 pm.

Director Tucker removed Agenda Item 13A – Executive Session 2(C)(1) from the agenda.

CONRY MOVED AND BROOKS SECONDED A MOTION TO APPROVE THE AGENDA AS AMENDED. BROOKS – YES, CONRY – YES, LUDWIG – YES, AUKER – YES, AND HOGAN – YES.

President Hogan opened the floor to Mr. Jim Trier. He is concerned about the noise level that could occur with the expansion of the Byron-Oregon Sportsmen Club shooting range. He also expressed his concern regarding the effect of the noise level when walking your dogs on District property. President Hogan thanked him for his comments.

President Hogan opened the floor to Mr. O.K. Welty of the Byron-Oregon Sportsmen Club. Mr. Welty stated that they had made significant changes to the original proposal for expansion of the shooting range. The changes include moving the range further away from District property. Another change is that the range would be fully

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enclosed which should keep the noise levels down and the possibility of ricocheting ammunition. He stated that the Club will be asking Ogle County ZBA for a variance. If granted, they will be posting the proper signage. All measures will be taken to make it as safe as possible and the noise levels should be minimal. The board questioned the number of people who will possibly be using the facility. Mr. Welty stated that their current membership is 50-60 people. With the expansion, they expect their membership to increase. Commissioners questioned the hours of operation for the shooting range. It will be open Tuesday-Thursday evenings and Sunday mornings. The board expressed concern regarding the noise levels. Mr. Welty stated that they will be installing wood baffles three times the recommended size to eliminate as much noise as possible.

President Hogan thanked Mr. Welty.

BROOKS MOVED AND AUKER SECONDED A MOTION TO APPROVE THE REGULAR MEETING MINUTES AND EXECUTIVE SESSION MINUTES OF JULY 20, 2015. CONRY – YES, LUDWIG – YES, AUKER – YES, BROOKS – YES, AND HOGAN – YES.

The correspondence was noted and briefly discussed.

BROOKS MOVED AND LUDWIG SECONDED A MOTION TO APPROVE THE FINANCIAL REPORT FOR JULY 2015. Shawn reported that the Golf Revenue is up \$65,000 and expenses are down \$27,000 compared to last year. Director Tucker informed the board that the District's bond counsel is willing to meet with them to

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explain the situation regarding the tax freeze. LUDWIG – YES, AUKER – YES,
BROOKS – YES, CONRY – YES, AND HOGAN – YES.

President Hogan reminded the board of the upcoming meetings on October 5th at 5pm and October 14th at 5:30 pm. He also reminded them of State Conference coming up in January. Commissioners Brooks, Conry, and Hogan stated they would be attending conference.

The board briefly discussed the revised shooting range proposal. The new proposal seems to be safer but the noise pollution will still decrease property values and the enjoyment of using the District's property. The District can make a statement at one of the upcoming meetings in which the Ogle County ZBA will discuss this proposal. The board generally agreed to stand with their original opinion against the proposed shooting range expansion.

There was no Bike Path report.

President Hogan opened the floor to District Department Heads to present their Staff Reports: Todd Tucker, Administrative Services Department-7:37-7:38 pm; Mark Herman, Education Department-7:38-7:44 pm-Split Rock will be meeting with local educators to get their input regarding the re-design of the museum. The Beloit College students completed their recommendation of use for Heritage Farm. Russell Brunner, Restoration/ Maintenance-7:44-7:49 pm; and Matt Henkel, Golf Course Maintenance Department-7:49-7:53 pm.

LUDWIG MOVED AND AUKER SECONDED A MOTION TO APPROVE
RESOLUTION NO. 01-15:

BE IT RESOLVED, by the President and the Board of Commissioners of the Byron Forest Preserve District, Ogle County, Illinois, that with regard to certain vacant land presently owned by the Byron Forest Preserve District (hereinafter "the District") identified as part of PIN 05-31-452-001 and legally described on "Exhibit A" attached hereto (hereinafter "the Real Estate"), we resolve as follows:

1. *That the District is located in a county having a population of less than 550,000; and*
2. *That the District has had the Real Estate appraised by an MAI appraiser or a State-certified real estate appraiser within one (1) year before the date that the proposed sale is to take effect, with the appraised value of the Real Estate being established by said appraiser at seven hundred fifty dollars (\$750.00); and*
3. *That the involved Real Estate involves a parcel that is less than one (1) acre in size; and*
4. *That the Board of Commissioners has determined that the sale of the Real Estate is advantageous to the District for the reasons discussed and made part of the record during its August 17, 2015 meeting; and*
5. *That the Board of Commissioners, by vote of at least two-thirds of its members then holding office and consistent with the provisions of Section 6e of the Illinois Downstate Forest Preserve District Act, hereby approves the sale of the Real Estate to Barbara A. Netter and Sandra M. Anetsberger in exchange for the payment of seven hundred fifty dollars (\$750.00), authorizes the President and/or Executive Director to enter into a "Contract for Purchase and Sale" for the sale of the Real Estate and to execute a quit claim deed and such other documents as may be necessary in order to effectuate that sale and directs that the net proceeds of such sale be set aside for the District's future land acquisitions (and that those proceeds not be utilized for any other purpose).*

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A ROLL CALL VOTE WAS TAKEN: AUKER – YES, BROOKS – YES, CONRY – YES, LUDWIG – YES, AND HOGAN – YES.

BROOKS MOVED AND LUDWIG SECONDED A MOTION AT 7:56 PM TO CONVENE INTO EXECUTIVE SESSION UNDER SECTION 2(C)(5) OF THE OPEN MEETINGS ACT FOR THE PURPOSE OF DISCUSSION OF THE PURCHASE OR LEASE OF REAL PROPERTY FOR THE USE OF THE DISTRICT AND UNDER SECTION 2(C)(11) OF THE OPEN MEETINGS ACT FOR THE PURPOSE OF DISCUSSION OF PENDING, OR PROBABLE AND IMMINENT, LITIGATION AGAINST, AFFECTING OR ON BEHALF OF THE DISTRICT. BROOKS – YES, CONRY – YES, LUDWIG – YES, AUKER – YES, AND HOGAN – YES.

BROOKS MOVED AND AUKER SECONDED A MOTION AT 8:13 PM TO COME OUT OF EXECUTIVE SESSION. CONRY – YES, LUDWIG – YES, AUKER – YES, BROOKS – YES, AND HOGAN – YES.

BROOKS MOVED AND AUKER SECONDED A MOTION AT 8:14 PM TO ADJOURN THE MEETING. LUDWIG – YES, AUKER – YES, BROOKS – YES, CONRY – YES, AND HOGAN – YES.

Respectfully submitted,

Jeff Ludwig, Secretary
Board of Commissioners

JL/mg